



February 22, 2008

ENGROSSED SENATE BILL No. 118

DIGEST OF SB 118 (Updated February 12, 2008 11:29 am - DI 96)

Citations Affected: IC 11-8.

Synopsis: DOC superintendent qualifications. Allows a person who does not hold at least a bachelor's degree to serve as a superintendent in the department of correction (DOC) if the person has specified levels of experience. (The introduced version of this bill was prepared by the sentencing policy study committee.)

Effective: July 1, 2008.

Boots, Hume

(HOUSE SPONSORS — DEMBOWSKI, FOLEY)

January 8, 2008, read first time and referred to Committee on Corrections, Criminal, and Civil Matters.

January 15, 2008, reported favorably — Do Pass.

January 22, 2008, read second time, ordered engrossed.

January 23, 2008, engrossed.

January 29, 2008, read third time, passed. Yeas 47, nays 1.

HOUSE ACTION

January 30, 2008, read first time and referred to Committee on Labor and Employment.

February 21, 2008, reported — Do Pass.

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ES 118—LS 6111/DI 106+



February 22, 2008

Second Regular Session 115th General Assembly (2008)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2007 Regular Session of the General Assembly.

ENGROSSED SENATE BILL No. 118

A BILL FOR AN ACT to amend the Indiana Code concerning corrections.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 11-8-2-7, AS AMENDED BY P.L.246-2005,
2 SECTION 93, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2008]: Sec. 7. (a) The commissioner shall determine which
4 state owned or operated correctional facilities are to be maintained for
5 criminal offenders and which are to be maintained for delinquent
6 offenders.
7 (b) The commissioner shall determine which state owned or
8 operated correctional facilities need, for effective management,
9 administration by a superintendent. The commissioner shall appoint a
10 superintendent for each correctional facility. However, the
11 commissioner may appoint a person as superintendent of two (2) or
12 more facilities if the commissioner finds that it would be economical
13 to do so and would not adversely effect the management of the
14 facilities.
15 (c) **Except as provided in subsection (d)**, a superintendent must
16 hold at least a bachelor's degree from an accredited college or
17 university. ~~and~~

ES 118—LS 6111/DI 106+



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1 **(d) If a superintendent does not hold at least a bachelor's degree**
2 **from an accredited college or university, the superintendent must**
3 **have at least ten (10) years of experience in public safety work.**

4 **(e) In addition to the requirements described in subsections (c)**
5 **and (d), a superintendent** must have held a management position in
6 correctional or related work for a minimum of five (5) years. A
7 superintendent is entitled to a salary to be determined by the budget
8 agency with the approval of the governor. A superintendent may be
9 dismissed for cause by the commissioner.

10 ~~(d)~~ **(f)** If a superintendent position becomes vacant, the
11 commissioner may appoint an acting superintendent to discharge the
12 duties and powers of a superintendent on a temporary basis.

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COMMITTEE REPORT

Madam President: The Senate Committee on Corrections, Criminal, and Civil Matters, to which was referred Senate Bill No. 118, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to Senate Bill 118 as introduced.)

STEELE, Chairperson

Committee Vote: Yeas 6, Nays 1.

 SENATE MOTION

Madam President: I move that Senator Hume be added as coauthor of Engrossed Senate Bill 118.

BOOTS

 COMMITTEE REPORT

Mr. Speaker: Your Committee on Labor and Employment, to which was referred Senate Bill 118, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

NIEZGODSKI, Chair

Committee Vote: yeas 11, nays 0.

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